

107TH CONGRESS
1ST SESSION

H. R. 2698

To amend title II of the Social Security Act to provide monthly benefits
for certain uninsured children living without parents.

IN THE HOUSE OF REPRESENTATIVES

AUGUST 1, 2001

Mr. ANDREWS introduced the following bill; which was referred to the
Committee on Ways and Means

A BILL

To amend title II of the Social Security Act to provide
monthly benefits for certain uninsured children living
without parents.

1 *Be it enacted by the Senate and House of Representa-*
2 *tives of the United States of America in Congress assembled,*

3 **SECTION 1. SHORT TITLE.**

4 This Act may be cited as the “Social Security Unin-
5 sured Children’s Entitlement Act of 2001”.

6 **SEC. 2. BENEFITS FOR CERTAIN UNINSURED CHILDREN.**

7 (a) IN GENERAL.—Title II of the Social Security Act
8 is amended by adding after section 234 (42 U.S.C. 434)
9 the following new section:

1 “BENEFITS FOR CERTAIN UNINSURED CHILDREN

2 “Eligibility

3 “SEC. 235. (a) Every individual who would not be
4 entitled to child’s insurance benefits under section 202(d)
5 upon filing application therefor and who—

6 “(1) has not attained the age of 18 and has not
7 married,

8 “(2)(A) has no living parent or (B) with respect
9 to any parent (including an adoptive parent) who is
10 living, has provided to the Commissioner of Social
11 Security (in such form and manner as shall be pre-
12 scribed in regulations of the Commissioner) a nota-
13 rized statement that such individual has had no con-
14 tact with such parent for at least 2 years and that
15 reasonable attempts by a guardian or appropriate
16 government agency to locate such parent have not
17 been successful,

18 “(3) is a resident of the United States (as de-
19 fined in subsection (c)), and is (A) a citizen of the
20 United States or (B) an alien lawfully admitted for
21 permanent residence who has resided in the United
22 States (as defined in subsection 210(i)) continuously
23 during the 5 years immediately preceding the month
24 in which he or she files application under this sec-
25 tion, and

1 “(4) has filed application for benefits under this
2 section,
3 shall (subject to the limitations in this section) be entitled
4 to a benefit under this section for each month beginning
5 with the first month in which he or she becomes so entitled
6 to such benefits and ending with the month preceding the
7 month in which he or she attains 18 years of age or mar-
8 ries. No application under this section which is filed by
9 an individual more than 3 months before the first month
10 in which he or she meets the requirements of paragraphs
11 (1), (2), and (3) shall be accepted as an application for
12 purposes of this section.

13 “Benefit Amount

14 “(b) The benefit amount to which an individual is en-
15 titled under this section for any month shall be the larger
16 of \$200 or the amount most recently established in lieu
17 thereof under section 215(i).

18 “Suspension Where Individual Is Residing Outside the
19 United States

20 “(c) The benefit to which any individual is entitled
21 under this section for any month shall not be paid if, dur-
22 ing such month, such individual is not a resident of the
23 United States. For purposes of this subsection, the term
24 “United States” means the 50 States and the District of
25 Columbia.

1 “Treatment as Monthly Insurance Benefits

2 “(d) For purposes of subsections (t) and (u) of sec-
3 tion 202, a monthly benefit under this section shall be
4 treated as a monthly insurance benefit payable under sec-
5 tion 202.

6 “Annual Reimbursement of Federal Old-Age and
7 Survivors Insurance Trust Fund

8 “(e) There are authorized to be appropriated to the
9 Federal Old-Age and Survivors Insurance Trust Fund for
10 the fiscal year ending September 30, 2004, and for each
11 fiscal year thereafter, such sums as the Commissioner of
12 Social Security deems necessary on account of—

13 “(1) payments made under this section during
14 the second preceding fiscal year and all fiscal years
15 prior thereto to individuals entitled to benefits under
16 this section,

17 “(2) the additional administrative expenses re-
18 sulting from the payments described in paragraph
19 (1), and

20 “(3) any loss in interest to such Trust Fund re-
21 sulting from such payments and expenses,
22 in order to place such Trust Fund in the same position
23 at the end of such fiscal year as it would have been in
24 if such payments had not been made.”.

1 (b) COST OF LIVING ADJUSTMENTS.—Section
2 215(i)(2)(A)(ii) of such Act (42 U.S.C. 415(i)(2)(A)(ii))
3 is amended—

4 (1) in subdivision (II), by striking “and” at the
5 end;

6 (2) in subdivision (III), by striking “1978.” and
7 inserting “1978, and”;

8 (3) by adding at the end the following new
9 subdivision:

10 “(IV) the benefit amount to which an individual
11 is entitled for that month under 235.”; and

12 (4) in the matter following subclause (IV)
13 (added by paragraph (3)), by striking “subdivisions
14 (I), (II), and (III)” and inserting “subdivisions (I),
15 (II), (III), and (IV)”.

16 **SEC. 3. EFFECTIVE DATE.**

17 The amendments made by this Act shall take effect
18 with respect to application filed on or after January 1,
19 2002.

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